

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,
PLAINTIFF,

v.

ANDRES ABARCA SOLIS,
DEFENDANT.

Case No.: 1:06-CR-001-001-SLR

EX PARTE MOTION TO MODIFY JUDGEMENT
AND COMMITMENT AND TO SHOW CAUSE

NOW COMES, Defendant (Andres Abarca Solis), in Pro Se, who hereby moves this Court to modify the Judgement and Commitment in this case to add to the recommendation in the J&C to recommend that the Defendant be placed in a BOP Facility near his families residence in Delaware to prevent further hardships.

Further, Defendant moves the Court to issue a Order to Show Cause directing the Government to Show Cause as to why Defendant is being seperated from his family by such a significant distance when prisons exist in a closer proximity to his sentencing district.

This motion is supported by the accompanying Memorandum.

Dated: August 21st, 2007

Respectfully Submitted,

Andres Abarca Solis
Andres Abarca Solis
Defendant in Pro Se

MEMORANDUM IN SUPPORT OF EX PARTE MOTION TO MODIFY JUDGEMENT
AND COMMITMENT AND TO SHOW CAUSE

TO: CHIEF JUDGE SUE L. ROBINSON
FROM: ANDRES ABARCA SOLIS (DEFENDANT);
BENJAMIN JACOB KERENSA

DEAR CHIEF JUDGE:

This memorandum is in support of the attached Motion. I am requesting that you grant the Motion since it is the policy of the Federal Bureau of Prisons to house inmates within their region in which they were sentenced. However this is not happening in my case and as a result I am unable to see my family and it cause undue hardship on me. I am therefore requesting that you grant my motion pursuant to Rule 35 (Fed Crim Rules of Proc) and that my J&C be modified as requested and the Motion to Show Cause be issued.

Lately, Federal Bureau of Prisons has been found to be failing to be compliant with their own policies and even federal law.

See U.S. v. Kerensa, CR 03-00333-1-JSW (N. CAL 2007).

Therefore I submit this request for your careful consideration and I ask you offer any remedy possible in this matter.

Dated: August 21, 2007

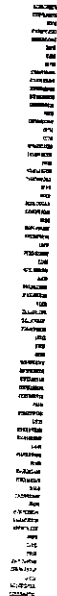
Respectfully Submitted,

Andres Abarca Solis
Andres Abarca Solis
Defendant in Pro Se

Benjamin Jacob Kerensa
Benjamin Jacob Kerensa
Consultant

Andres Abarca Solis #04161-015
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